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State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

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November 28, 1995

Wendell Owen
Co-Op Mining Company
P.O. Box 1245
Huntington, Utah 84528

Re: Corrected Pages for Permit Renewal Documents, Bear Canyon Mine, Co-Op Mining Company, ACT/015/025, Folder #2, Emery County, Utah

Dear Mr. Owen:

I am enclosing corrected pages for the permit renewal: Page 3 of the permit, (Sec. 9 was corrected) and page 1 of the Administrative Overview in the Decision Document. Please replace the appropriate pages. Thank you.

Sincerely,



Pamela Grubaugh-Littig
Permit Supervisor

Enclosure

cc: James Fulton, OSM
Jeffrey W. Appel, Collard, Appel and Warlaumont
J. Craig Smith, Nielsen and Senior

any person whose health and safety is in imminent danger due to the noncompliance.

Sec. 9 DISPOSAL OF POLLUTANTS - The permittee shall dispose of solids, sludge, filter backwash or pollutants in the course of treatment or control of waters or emissions to the air in the manner required by the approved Utah State Program and the Federal Lands Program which prevents violation of any applicable state or federal law.

Sec. 10 CONDUCT OF OPERATIONS - The permittee shall conduct its operations:

- (a) In accordance with the terms of the permit to prevent significant, imminent environmental harm to the health and safety of the public; and
- (b) Utilizing methods specified as conditions of the permit by DOGM in approving alternative methods of compliance with the performance standards of the Act, the approved Utah State Program and the Federal Lands Program.

Sec. 11 EXISTING STRUCTURES - As applicable, the permittee will comply with R645-301 and R645-302 for compliance, modification, or abandonment of existing structures.

Sec. 12 RECLAMATION FEE PAYMENTS - The operator shall pay all reclamation fees required by 30 CFR Part 870 for coal produced under the permit, for sale, transfer or use.

Sec. 13 AUTHORIZED AGENT - The permittee shall provide the names, addresses and telephone numbers of persons responsible for operations under the permit to whom notices and orders are to be delivered.

Sec. 14 COMPLIANCE WITH OTHER LAWS - The permittee shall comply with the provisions of the Water Pollution Control Act (33 USC 1151 et seq), and the Clean Air Act (42 USC 7401 et seq), UCA 26-11-1 et seq, and UCA 26-13-1 et seq.

Sec. 15 PERMIT RENEWAL - Upon expiration, this permit may be renewed for areas within the boundaries of the existing permit in accordance with the Act, the approved Utah State Program and the Federal Lands Program.

PERMIT RENEWAL

Administrative Overview

Bear Canyon Mine

Co-Op Mining Company

ACT/015/025

November 2, 1995

Background

The Bear Canyon Mine is a mine permitted by Co-Op Mining Company in Huntington Canyon area. Room and pillar mining occurs in the Bear Canyon seam (middle seam) the Hiawatha seam (lower seam) and the recently permitted Tank Seam.

Public Notice

The applicant published notice for the five-year permit renewal for four consecutive weeks in the Emery County Progress ending on September 12, 1995. A joint objection by Castle Valley Special Service District, North Emery Water Users Association and Huntington-Cleveland Irrigation Company (collectively "Water Users") was filed to the renewal of Co-Op Mining Company's permit and requested an informal conference on October 12, 1995. On October 19, 1995, notice was sent by the Division that an informal conference was scheduled to be held on November 8, 1995. On October 31, 1995, the objectors (the Water Users) filed a request that the informal conference originally scheduled for November 8, 1995 be postponed for a minimum of ninety days.

Recommendation for Approval

The Division made a decision to approve the permit renewal for five years based on the fact that 1) The terms and conditions of the existing permit are being satisfactorily met; 2) The present coal mining and reclamation operations are in compliance with the environmental protection standards of the State Program; 3) The renewal does not substantially jeopardize the operator's continuing ability to comply with the State Program on existing permit areas; 4) The operator has provided evidence of having liability insurance and a performance bond which will be in effect for the operation and will continue in full force and effect.